THE HONOURABLE SRI JUSTICE V. ESWARAIAH

WRIT PETITION No.15779 OF 2006

DATED: 16-03-2007

BETWEEN

Hafiz Mohammed Ali,
S/o. Mohd Mahboob Ali,
Occ: Business,
R/o. Flat No.401, Moon Rock Apts.,
Humayun Nagar, Hyderabad
Office at 10-5-5-4/11, Crystal Plaza,
Beside Khaja Mansion, Masab Tank,
Hyderabad.

...PETITONER

AND

The Chief Investigating Officer,
Dy. Superintendent of Police, CID,
City Zone, Hyderabad.

...RESPONDENT

ORDER:

Petitioner submits that the respondent is unlawfully interfering with his private life and imposing unnecessary restrictions on his life and liberty without any justification whatsoever and without he being an accused in any criminal case.

2. Petitioner further submits that he is alleged to be a guarantor to the loan amount of Rs.2.5 crores towards loan account No.44 from Charminar Cooperative Urban Bank Limited, Purani Haveli Branch, obtained by accused Nos.74 and 75 in C.C.No.2 of 2003 on the file of the Metropolitan Sessions Judge, Nampally, Hyderabad. He submits that as the accused

No.75, against whom non-bailable warrants have been issued, is absconding the respondent is harassing him and his family members with dire consequences to furnish his whereabouts.

3. The respondent filed a counter stating that as the petitioner is the guarantor of the loan amount of Rs.2.5 crores obtained by Accused Nos.74 and 75 and as the accused No.75 is absconding, he visited the house of the petitioner to know the whereabouts of the accused as the petitioner is the only person who knows the particulars of the accused. The averments of the petitioner that he harassed the petitioner and his family members at any point of time are incorrect and false. He never interfered with the private life and liberty of either the petitioner or his family members.

4. In view of the aforesaid categorical denial of the allegations of the petitioner, I am of the opinion that no orders are required to be passed in the writ petition.

The writ petition is accordingly dismissed. There shall be no order as to costs.

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V. ESWARAIAH, J

March 16, 2007
DSK